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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY, DOCKET NO.
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08/303,561 09/09/94 BEDNORZ

J Y0987074BY

IM62/0913

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INTELLECTUAL PROPERTY LAW DEPARTMENT  
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EXAMINER

KOPEC, M

ART UNIT

PAPER NUMBER

1751

DATE MAILED:

09/13/99

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**



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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER
	88

DATE MAILED:

Please find below a communication from the EXAMINER in charge of the application.

Commissioner of Patents.

**NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR 1.192(c)**

The brief does not contain a statement of the status of an amendment filed subsequent to the final rejection as required by 37 CFR 1.192(c)(4).

At pages 4 of the Brief, Appellant specifies ten after-final submissions: November 25, 1998; December 10, 1998; December 11, 1998; December 14, 1998; December 15, 1998 (3 submissions); December 18, 1998; December 22, 1998; and December 27, 1998. Page 5 of the Brief specifies four additional submissions: June 14, 1999; June 15, 1999 (2 submissions); and June 24, 1999 (the June 24, 1999 paper being a resubmission of the December 27, 1998 paper).

The amendment filed **December 14, 1998** has **not** been received or reviewed by the examiner. The status and content of the amendment is unknown. Correction is required.

Below is a listing of the status of the remaining submissions:

November 25, 1998: ✓ Not entered (Advisory mailed 12/14/98 (Paper #68))

December 10, 1998: ✓ Not entered (Advisory mailed 2/25/99 (Paper 77C))

December 11, 1998: Not entered (Advisory mailed 2/25/99 (Paper 77A))

December 15, 1998: [1.132 Declarations of Mitzi, Tsuei, Dinger and Shaw]  
Entered (Advisory mailed 2/25/99 (Paper 77E))

December 15, 1998: [1.132 Declaration of James Leonard] Not entered (Advisory  
mailed 2/25/99 (Paper 77B))

December 18, 1998: Entered (Advisory mailed 2/25/99 (Paper 77E))

December 22, 1998: Not entered (Advisory mailed 2/25/99 (Paper 77A))

December 27, 1998: Not entered (Advisory mailed 2/25/99 (Paper 77D))

June 14, 1999: Entered (Advisory mailed 7/8/99 (Paper #83))

June 15, 1999: (2): Entered (Advisory Actions mailed 7/8/99 (Paper #84 and 85))

June 27, 1999: Not Entered (Advisory mailed 7/8/99 (Paper #86))

Also, the brief does not contain the items of the brief required by 37 CFR 1.192(c) under the appropriate headings and/or in the order indicated. Specifically, the "Summary of the Invention" should precede both the "Issues" and "Grouping of Claims" sections. Correction is required.

Appellant is required to comply with provisions of 37 CFR 1.192(c).

To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 1.192(c) **within the longest of any of the following TIME PERIODS**: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark Kopec whose telephone number is (703) 308-1088. The examiner can normally be reached on Monday-Thursday from 7:30 AM - 6:00 PM.

If reasonable attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dr. Yogendra Gupta, can be reached on (703) 308-4708.

The official fax phone numbers for this Group are (703) 305-7718 and 305-3599 (for after-final submissions).

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0661.

Mark Kopec  
September 12, 1999

*Mark Kopec*  
Mark Kopec  
Primary Examiner